# MINUTES OF THE COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

MONDAY, AUGUST 2, 1999

There were no minutes on this date

## TUESDAY, AUGUST 3, 1999

Crim. THE PEOPLE (Not for Publication)

No. v.

C030355 BRIAN JOHN GRAY

Crim. THE PEOPLE

No. v.

C030311 TAMARA SUE METCALF

The judgment is affirmed.

RAYE, J.

We concur: BLEASE, Acting P.J.

MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C029888 DOUGLAS PAUL SALISBURY

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: RAYE, J.

MORRISON, J.

Civil GERALD REESE (Certified for Publication)

No.

C029199 WAL-MART STORES, INC et al.

The order denying class certification is affirmed. Plaintiff's appeal from the order denying reconsideration is dismissed. Defendant shall

recover its costs on appeal.

KOLKEY, J.

We concur: SIMS, Acting P.J.

MORRISON, J.

## MINUTES OF THE COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

WEDNESDAY, AUGUST 4, 1999

Juvenile In re CAMERON R., a Person Coming Under the Juvenile Court Law. No.

SACRAMENT O COUNTY DEPARTMENT OF HEALTH AND

**HUMAN SERVICES** 

C031396 (Not for Publication)

KIMBERLY R.

The appeal is dismissed as moot.

SIMS, Acting P.J.

We concur: DAVIS, J.

RAYE, J.

Civil ROBERT A. MACHADO et al.

No.

C032572 STATE WATER RESOURCES CONTROL BOARD et al.

BY THE CORUT:

Pursuant to the stipulation for dismissal from appellants Quaresma et al. The appeal filed May 6, 1999, is dismissed only as to Quaresma et al. It is further ordered that the remittitur issue forthwith only as to Quaresma et al. (See Cal. Rules of Court, rule 19(b).) The parties shall bear their own costs on appeal.

The dismissal does not affect the remainder of the appeal.

Dated: August 4, 1999

SCOTLAND, P.J.

#### THURSDAY, AUGUST 5, 1999

Juvenile (Not for Publication) CHRISTOPHER S. et al.

No.

THE SUPERIOR COURT OF SACRAMENTO COUNTY C032878

SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN

SERVICES et al.

The petition and requests for stay are denied.

SIMS, Acting P.J.

We concur: MORRISON, J.

HULL, J.

## MINUTES OF THE COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

THURSDAY, AUGUST 5, 1999 CONTINUED

Juvenile In re JUDE M., a Person Coming Under the Juvenile Court law.

No. CHRISTOPHER M. AND CRYSTAL K.

C032785 v. (Not for Publication)

SUPERIOR COURT OF SACRAMENTO COUNTY

DEPARTMENT OF HEALTH AND HUMAN SERVICES et al.

The petitions and request for stay are denied.

DAVIS, Acting P.J.

We concur: NICHOLSON, J.

KOLKEY, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C027738 PATRICK JAMES FLUCUS

The conviction and the true findings on the Health and Safety Code section 11370.2, subdivision (a) enhancements are affirmed. The cause is remanded to the trial court. If the court decides to strike the three section 667.5 subdivision (b) enhancements, it shall reinstate the 10-year sentence previously imposed but must state the reasons for striking the enhancements in the minute order. If the court decides to impose the enhancements, it shall correct the abstract of judgment and send to certified copy of the same to the Department of Corrections.

MORRISON, J.

We concur: SCOTLAND, P.J.

NICHOLSON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C031498 MICHAEL CLAYTON DRIGGERS

The appeal is dismissed.

NICHOLSON, J.

We concur: SCOTLAND, P.J.

KOLKEY, J.

## MINUTES OF THE COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

### THURSDAY, AUGUST 5, 1999 CONTINUED

Crim. THE PEOPLE (Not for Publication)

No. v.

C029917 PRESTON HOWELL

The judgment is affirmed.

MORRISON, J.

We concur: BLEASE, Acting P.J.

RAYE, J.

#### FRIDAY, AUGUST 6, 1999

Civil THE PEOPLE

No. v.

C032343 AMWEST SURETY INSURANCE COMPANY

BY THE COURT:

Pursuant to the stipulation of the parties, the appeal filed April 12, 1999, is dismissed. It is further ordered that the parties shall bear their own costs on appeal and the remittitur issue forthwith. (See Cal. Rules of Court,

rule 19(b).)

Dated: August 6, 1999

SCOTLAND, P.J.